



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> St., S.W.**  
**Washington, D.C. 20554**

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**DA 13-2367**

**Released: December 12, 2013**

## **COMMENT SOUGHT ON NORTH AMERICAN NUMBERING COUNCIL PROPOSALS REGARDING PREMATURE ACTIVATION OF PORTS AND AREA CODE RELIEF OPTIONS**

**WC Docket No. 07-244**  
**CC Docket No. 95-116**  
**CC Docket No. 99-200**

**Comment Date: January 13, 2014**

**Reply Comment Date: January 28, 2014**

On October 17, 2013, the North American Numbering Council (NANC) submitted a report on local number portability (LNP) Best Practice 65. The NANC recommends approval by the FCC of the proposed best practice, which is intended to stop premature activation of ports by new service providers. According to the NANC, premature activation of ports is adversely affecting service for end users. In support of Best Practice 65, the report also proposes changes to the LNP Process Flows that will close a perceived loophole permitting premature port activations. The LNP Process Flows also delete language from the flows (Figure 5, Step 13) relating to the porting due date of the first telephone number in a multi-number port. The deleted language, which was contained in the LNP Process Flows approved by the FCC on May 20, 2010,<sup>1</sup> is at issue in a Petition for Clarification and/or Reconsideration filed by Qwest Communications International Inc. on July 22, 2010.

In the October 17, 2013 report, the NANC also recommends approval of Best Practice 30, which is intended to address number porting and implementation of area code splits.

We seek comment on these NANC submissions.

Pursuant to section 1.415 and 1.419 of the Commission's rules, 37 CFR §§ 1.415, 1.419, interested parties may file comments and reply comments on or before the dates indicated on the first page of this document. Comments may be filed using the Commission's Electronic Comment Filing System (ECFS). See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.

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<sup>1</sup> See *Local Number Portability Porting Interval and Validation Requirements; Telephone Number Portability*, WC Docket No. 07-244, CC Docket No. 95-116, Report and Order, 25 FCC Rcd 6953, 6966, para. 24 (2010).

- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12<sup>th</sup> St., SW, Room TW-A325, Washington, D.C. 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, S.W., Washington D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

The proceeding this Notice initiates shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.<sup>2</sup> Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all persons attending or otherwise participating in the meeting at which the *ex parte* presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during *ex parte* meetings are deemed to be written *ex parte* presentations and must be filed consistent with rule 1.1206(b). In proceedings governed by rule 1.49(f) or for which the Commission has made available a method of electronic filing, written *ex parte* presentations and memoranda summarizing oral *ex parte* presentations, and all attachments thereto, must be filed through the electronic comment filing system available for that proceeding, and must be filed in their native format (*e.g.*, .doc, .xml, .ppt, searchable .pdf). Participants in this proceeding should familiarize themselves with the Commission's *ex parte* rules.

For further information, please contact Carmell Weathers, Competition Policy Division, Wireline Competition Bureau, at (202) 418-2325, or [carmell.weathers@fcc.gov](mailto:carmell.weathers@fcc.gov).

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<sup>2</sup> 47 C.F.R. §§ 1.1200 *et seq.*